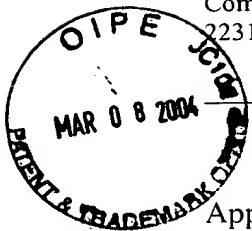


CERTIFICATE OF MAILING

I hereby certify that this paper is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Issue Fee; Commissioner for Patents; P.O. Box 1450; Alexandria, VA 22313-1450 on March 4, 2004.



Ramona Jershey

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Applicants: Vincente Dias et al : Paper No.:
Serial No.: 09/158,272 : Group Art Unit: 1632
Filed: September 22, 1998 : Examiner: Joseph T. Woitach
For: **Beta Recombinase in Eukaryotic Cells, Especially for Transgenic Work**

**COMMENTS ON EXAMINER'S STATEMENT
OF REASONS FOR ALLOWANCE**

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The Notice of Allowability accompanying the Notice of Allowance and Fee(s) Due form dated December 4, 2003 included an Examiner's Statement of Reasons for Allowance. The Examiner's Statement indicates that all claims are free of the art of record because the art fails to teach or make obvious the use of beta recombinase in transgenic animal methodology. Applicants agree that the art fails to teach or make obvious the use of beta recombinase in transgenic animal methodology. However, Applicants wish to clarify that the art also fails to teach or make obvious each of the methods recited in independent claims 27, 28, 39, 40, 43, 53, 55 and 64-66. These Comments are submitted in order to clarify the Examiner's Statement of Reasons for Allowance. Entry is therefore believed to be in order and is respectfully requested.

Respectfully submitted,

By: *Holly D. Kozlowski*

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